

MESSAGE NO: 3093301

MESSAGE DATE: 04/03/2013

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: INJ-Injunction PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: PRELIM-Preliminary

FR CITE:

FR CITE DATE:

REFERENCE MESSAGE #
(s): 3071301

CASE #(s): A-570-900

EFFECTIVE DATE: 03/28/2013

COURT CASE #: 09-00511

PERIOD OF REVIEW: TO

PERIOD COVERED: TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: PRELIMINARY INJUNCTION ON DIAMOND SAWBLADES AND PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-900), COURT NUMBER 09-00511

1. ON 03/28/2013, THE U.S. COURT OF INTERNATIONAL TRADE ISSUED A PRELIMINARY INJUNCTION ENJOINING LIQUIDATION OF ENTRIES WHICH ARE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON DIAMOND SAWBLADES AND PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA (A-570-900) ON OR AFTER 01/23/2009.
2. THIS INJUNCTION WAS ISSUED IN CONNECTION WITH COURT CASE NUMBER 09-00511 AND ENJOINS LIQUIDATION OF THE ENTRIES DESCRIBED IN PARAGRAPH 4 BELOW.
3. THE TEMPORARY RESTRAINING ORDER IMPLEMENTED IN MESSAGE NUMBER 3071301, DATED 03/12/2013, IS DISSOLVED EFFECTIVE 03/28/2013.
4. ACCORDINGLY, UNTIL FURTHER NOTICE, THE DEPARTMENT OF COMMERCE AND CBP ARE ENJOINED FROM ORDERING THE LIFTING OF THE SUSPENSION OF LIQUIDATION REGARDING INCOMING ENTRIES OF DIAMOND SAWBLADES AND PARTS PRODUCED AND/OR EXPORTED BY THE AT&M ENTITY AND/OR ANY OF ITS MEMBERS (AS LISTED BELOW) AND OTHERWISE SUBJECT TO THE ANTIDUMPING DUTY ORDER ON DIAMOND SAWBLADES AND PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA.

THE DEPARTMENT OF COMMERCE AND CBP ARE ALSO ENJOINED, UNTIL FURTHER NOTICE, FROM MAKING OR PERMITTING LIQUIDATION OF ANY UNLIQUIDATED ENTRIES OF DIAMOND SAWBLADES AND PARTS THEREOF PRODUCED AND/OR EXPORTED BY THE AT&M ENTITY AND/OR ANY OF ITS MEMBERS THAT ARE SUBJECT TO THE FINAL RESULTS OF THE LESS-THAN-FAIR-VALUE INVESTIGATION PUBLISHED AT DIAMOND SAWBLADES AND PARTS THEREOF FROM THE PEOPLE'S REPUBLIC OF CHINA (71 FR 29303, 5/22/2006) (FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE AND FINAL PARTIAL AFFIRMATIVE CRITICAL CIRCUMSTANCES DETERMINATION), AS AMENDED BY DIAMOND SAWBLADES AND PARTS THEREOF/ROM THE PEOPLE'S REPUBLIC OF CHINA (71 FR 35864, 6/22/2006) (AMENDED FINAL DETERMINATION OF SALES AT LESS THAN FAIR VALUE).

THE MEMBERS OF THE AT&M ENTITY ARE:

ADVANCED TECHNOLOGY & MATERIALS CO., LTD.;

BEIJING GANG YAN DIAMOND PRODUCTS CO. (AKA BEIJING GANG YAN DIAMOND PRODUCTS CO., LTD., BEIJING GANG YAN DIAMOND PRODUCTS COMPANY);

HXF SAW CO., LTD. (A/K/A YICHANG HXF CIRCULAR SAW INDUSTRIAL CO., LTD.);

AT&M INTERNATIONAL TRADING CO., LTD. (A/K/A ATM INTERNATIONAL TRADING CO., LTD.); AND

CLIFF INTERNATIONAL LTD. (A/K/A CLIFF (TIANJIN) INTERNATIONAL LTD., CLIFF (TIANJIN) INTERNATIONAL LTD., COMPANY).

5. LIQUIDATION INSTRUCTIONS FOR ENTRIES AFFECTED BY THE INJUNCTION HAVE NOT YET BEEN ISSUED.

6. EFFECTIVE IMMEDIATELY, CBP IS INSTRUCTED TO PREVENT LIQUIDATION OF ANY ENTRIES SUBJECT TO THE ABOVE.

7. COMMERCE'S APO DOCKET CENTER WAS SERVED WITH THE ABOVE-REFERENCED INJUNCTION ON 03/28/2013. PURSUANT TO THE TERMS OF THE INJUNCTION, NO LIQUIDATION OF THE ENTRIES COVERED BY THE INJUNCTION MAY BE MADE FOR ENTRIES WHICH REMAIN UNLIQUIDATED AS OF 03/28/2013.

8. IF THERE ARE ANY QUESTIONS BY THE IMPORTING PUBLIC REGARDING THIS MESSAGE, PLEASE CONTACT THE CALL CENTER FOR THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-0984. CBP PORTS SHOULD SUBMIT THEIR INQUIRIES THROUGH AUTHORIZED CBP CHANNELS ONLY. (GENERATED BY 09:MR.)

9. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

MICHAEL B. WALSH

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party